

**THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY
CAMDEN VICINAGE**

**IN RE: VALSARTAN, LOSARTAN,
AND IRBESARTAN PRODUCTS
LIABILITY LITIGATION**

This Document Relates to All Actions

MDL No. 2875

Honorable Robert B. Kugler,
District Court Judge

Honorable Joel Schneider,
Magistrate Judge

**NOTICE OF WHOLESALER
DEFENDANTS' MOTION TO
DISMISS**

TO: Adam M. Slater, Esq.
Plaintiffs' Liaison Counsel
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PLEASE TAKE NOTICE that on a date to be determined after October 16, 2020, AmeriSourceBergen, Cardinal Health, Inc., and McKesson Corporation (collectively, "Wholesaler Defendants"), by and through counsel for Wholesaler Defendants in the above-captioned action, shall move before the Honorable Robert B. Kugler, United States District Judge of the United States District Court for the District of New Jersey, for entry of an Order dismissing the Master Personal Injury Complaint (ECF No. 122), the Consolidated Second Amended Economic Class Action Complaint (ECF No. 398), and the Consolidated Amended Medical

Monitoring Class Action Complaint (ECF No. 123) pursuant to Federal Rules of Civil Procedure 12(b)(1) and 12(b)(6).

PLEASE TAKE FURTHER NOTICE that all Distributor and Re-packager Defendants in MDL No. 2875 shall join in Wholesaler Defendants' Motion by adopting certain arguments by reference.

PLEASE TAKE FURTHER NOTICE that in support of this motion, Wholesaler Defendants shall rely on the accompanying Memorandum of Law (and the Compendiums of Charts and Unpublished and Unreported Authorities appended thereto), as well as Manufacturing Defendants' Memorandum of Law (and the Compendiums of Charts and Unpublished and Unreported Authorities appended thereto); Pharmacy Defendants' Memorandum of Law (and the Compendiums of Charts and Unpublished and Unreported Authorities appended thereto) and all papers later submitted with any Defendants' reply in further support of their motions to dismiss.

PLEASE TAKE FURTHER NOTICE that, for the Court's convenience, a proposed Order is submitted herewith.

PLEASE TAKE FURTHER NOTICE that the undersigned attorneys for Defendants request oral argument on this motion.

Dated: July 17, 2020

Respectfully submitted,

/s/ Jeffrey D. Geoppinger

Jeffrey D. Geoppinger, Esq.

*Liaison Counsel for Wholesaler
Defendants*

Jeffrey D. Geoppinger, *Liaison Counsel for
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